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VIA FEDERAL EXPRESS

September 13, 2006

The Honorable Gregory M. Sleet
J. Caleb Boggs Federal Building
844 N. King Street
Room 4234
Lockbox 19
Wilmington, DE 19801

Re: Villanueva-Bazaldua v. TruGreen Limited Partners et al.
Civil Action No. 06-CV-00185 GMS

Dear Judge Sleet:

Defendants have been informed that Mr. Villanueva-Bazaldua is legally in the country for only a limited period of time, and the parties have agreed to depose Mr. Villanueva-Bazaldua on Thursday, October 5, 2006. Accordingly, Defendants respectfully request that the Court stay any decision on Defendants' pending Motion for Expedited Limited Discovery and Plaintiff's Motion to Conditionally Certify a FLSA Collective Action until after Mr. Villanueva-Bazaldua's deposition so that Defendants can have a reasonable opportunity to file appropriate supplemental briefs regarding the matters at issue based on relevant information obtained during Mr. Villanueva-Bazaldua's deposition. Counsel for Defendants conferred with counsel for Plaintiff regarding this request, and although counsel for Plaintiff objects to the request for a stay, Plaintiff's counsel is aware that Defendants would be submitting this request to the Court.

Morgan Lewis
COUNSELORS AT LAW

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We appreciate the Court's consideration of this matter.

Respectfully,

/s/ Beth M. Henke

Beth M. Henke

BMH/dat

c: Edward Tuddenham, Esquire (via facsimile)
Vivian Rapposelli, Esquire (via facsimile)
Michael P. Kelly, Esquire (via .pdf)
Michael L. Banks, Esquire (via .pdf)
Sarah E. Bouchard, Esquire (via .pdf)